

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

STEVEN D. FRAZIER,

Plaintiff,

v.

**ANDREW SAUL,
COMMISSIONER OF SOCIAL
SECURITY,**

Defendant.

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: Case No. 2:18-cv-00200

: CHIEF JUDGE ALGENON L. MARBLEY

: MAGISTRATE JUDGE DEEVERS

OPINION & ORDER

This matter comes before the Court on Plaintiff's Motion for Attorney Fees (ECF No. 22) and the parties' Joint Stipulation to Attorney Fees under the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412 (ECF No. 23). The parties jointly stipulate and petition this Court to enter an award of attorneys' fees in the amount of \$4,700.00 to the Plaintiff, which will satisfy all of his claims for fees, costs, and expenses under the EAJA that may be payable in this case.

Defendant states that any fees paid belong to Plaintiff, and not his attorney, and can be offset to satisfy pre-existing debt that Plaintiff owes to the United States. *See Astrue v. Ratcliff*, 560 U.S. 586 (2010). After this Court enters the award, counsel for the parties shall verify that Plaintiff owes no pre-existing debt to the Government subject to offset; then, Defendant agrees to make the award payable to Plaintiff's attorney pursuant to the EAJA assignment signed by Plaintiff and his counsel.

In light of the foregoing, this Court **DENIES** Plaintiff's Motion for Attorney Fees (ECF No. 22) and **GRANTS** the parties' Joint Stipulation for an Award of Attorney Fees Under the Equal Access to Justice Act in the amount of \$4,700.00 (ECF No. 23).

IT IS SO ORDERED.

s/ Algenon L. Marbley
ALGENON L. MARBLEY
CHIEF UNITED STATES DISTRICT JUDGE

DATED: October 22, 2019